

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Llew Jones, on February 24, 2015 at 8:00 AM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Llew Jones, Chair (R)
Sen. Mark Blasdel (R)
Sen. John Brenden (R)
Sen. Mary Caferro (D)
Sen. Bradley Hamlett (D)
Sen. Kris Hansen (R)
Sen. David Howard (R)
Sen. Jim Keane (D)
Sen. Frederick (Eric) Moore (R)
Sen. Mike Phillips (D)
Sen. Rick Ripley (R)
Sen. Matthew M. Rosendale Sr (R)
Sen. Jon C. Sesso (D)
Sen. Cary Smith (R)
Sen. Janna Taylor (R)
Sen. Roger Webb (R)
Sen. Jonathan Windy Boy (D)
Sen. Cynthia Wolken (D)

Members Excused: Sen. Bob Keenan, Vice Chair (R)

Members Absent: None

Staff Present: Prudence Gildroy, Committee Secretary
Julie Johnson, Legislative Branch
Jon Moe, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 380, 2/23/2015; SB 298, 2/23/2015; SB 262, 2/23/2015

Executive Action: SB 260 Do Pass; SB 12 Be Tabled; SB 376 Do Pass; SB 298 Do Pass as Amended; SB 262 Be Tabled

HEARING ON SB 380

Opening Statement by Sponsor:

00:02:31 Sen. Cliff Larsen (D), SD 47, opened the hearing on SB 380, Increase coal tax trust fund money available for MT veteran home loans.

Proponents' Testimony:

00:07:45 Jim Higgins, Montana National Guard and Enlisted Association; Veterans of Foreign Wars (VFW)

00:09:17 Steve Turkiewicz, Montana Bankers Association (MBA)

Opponents' Testimony: None

Informational Testimony:

00:10:05 Bruce Brensdal, Montana Board of Housing (MBH)

Questions from Committee Members and Responses:

00:10:37 Sen. Phillips
00:10:52 Mr. Brensdal, MBH
00:11:15 Sen. Hamlett
00:11:24 Mr. Brensdal
00:11:51 Sen. Hansen
00:12:22 Mr. Brensdal
00:12:59 Sen. Hansen
00:13:05 Mr. Brensdal
00:13:38 Sen. Windy Boy
00:14:03 Mr. Brensdal
00:14:19 Sen. Windy Boy
00:14:44 Mr. Brensdal
00:15:07 Sen. Hamlett
00:15:34 Mr. Brensdal
00:15:43 Sen. Brenden
00:15:55 Mr. Brensdal
00:16:55 Sen. Brenden
00:17:01 Mr. Brensdal
00:17:11 Sen. Brenden
00:17:27 Sen. Windy Boy
00:17:52 Chair Jones
00:17:59 Sen. Hamlett
00:18:07 Mr. Brensdal
00:18:15 Chair Jones
00:18:36 Mr. Brensdal

00:19:05 Chair Jones

00:19:37 Mr. Brensdal

Closing by Sponsor:

00:20:13 Sen. Larsen

HEARING ON SB 298

Opening Statement by Sponsor:

00:24:00 Sen. Jennifer Fielder (R), SD 7, opened the hearing on SB 298, Enforce provisions of the enabling act regarding sale of public lands.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:27:09 Jon Bennion, Department of Justice (DOJ)

Questions from Committee Members and Responses:

00:28:13 Sen. Phillips
00:28:38 Mr. Bennion, DOJ
00:29:30 Sen. Phillips
00:29:51 Mr. Bennion
00:30:38 Sen. Keane
00:31:02 Mr. Bennion
00:31:37 Sen. Keane
00:31:48 Mr. Bennion
00:32:02 Sen. Windy Boy
00:32:23 Sen. Fielder
00:32:49 Jon Moe, Legislative Fiscal Division (LFD)
00:33:03 Sen. Fielder
00:33:25 Sen. Sesso
00:34:07 Sen. Fielder
00:35:10 Chair Jones
00:35:23 Sen. Fielder

Closing by Sponsor:

00:35:38 Sen. Fielder

HEARING ON SB 262

Opening Statement by Sponsor:

00:38:16 Sen. Chas Vincent (R), SD 1, opened the hearing on SB 262, Implement CSKT water rights settlement.

Proponents' Testimony:

00:41:28 John Tubbs, director, Department of Natural Resources and Conservation (DNRC)

00:44:19 Mark Baker, Confederated Salish and Kootenai Tribes (CSKT)

Opponents' Testimony:

00:44:58 Abigail St. Lawrence, Flathead Joint Board of Control (FJBC)

00:45:28 Jon Metropoulos, representing irrigators

Informational Testimony: None

Questions from Committee Members and Responses:

00:50:05 Sen. Moore
00:50:40 Sen. Vincent
00:52:48 Sen. Brenden
00:53:45 Sen. Vincent
00:54:48 Sen. Brenden
00:55:00 Sen. Vincent
00:55:47 Sen. Phillips
00:56:44 Mr. Tubbs, DNRC
00:57:09 Sen. Phillips
00:57:19 Mr. Tubbs
00:59:13 Sen. Phillips
00:59:34 Mr. Tubbs
00:59:47 Sen. Ripley
01:00:18 Mr. Tubbs
01:03:55 Sen. Ripley
01:04:08 Mr. Tubbs
01:04:20 Sen. Rosendale
01:05:04 Sen. Vincent
01:07:13 Sen. Rosendale
01:07:33 Sen. Vincent
01:07:44 Sen. Windy Boy
01:08:10 Mr. Tubbs
01:10:12 Sen. Windy Boy
01:10:49 Mr. Tubbs
01:11:30 Sen. Brenden
01:12:46 Chair Jones
01:13:07 Sen. Windy Boy

01:13:23 Chair Jones
 01:13:34 Sen. Vincent
 01:14:44 Chair Jones
 01:14:50 Sen. Phillips
 01:15:25 Mr. Tubbs
 01:16:14 Sen. Howard
 01:16:55 Mr. Metropoulos, irrigators
 01:17:49 Sen. Howard
 01:18:07 Mr. Metropoulos
 01:18:26 Sen. Keane
 01:18:36 Mr. Tubbs
 01:23:51 Sen. Keane
 01:24:05 Mr. Tubbs
 01:24:36 Sen. Webb
 01:25:04 Mr. Tubbs

Closing by Sponsor:

01:25:18 Sen. Vincent
 01:30:51 Chair Jones
 01:31:27 Recess
 01:53:01 Reconvene

EXECUTIVE ACTION ON SB 260

01:53:34 **Motion:** Sen. Ripley moved that **SB 260 DO PASS.**

Discussion:

01:53:58 Chair Jones
 01:54:09 Sen. Sesso
 01:55:50 Sen. Windy Boy
 01:56:30 **Vote:** Motion carried 12-7 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Phillips, Sen. Sesso, Sen. Windy Boy and Sen. Wolken voting no. Sen. Keenan voted by proxy.

EXECUTIVE ACTION ON SB 12

01:57:45 **Motion:** Sen. Keane moved that **SB 12 DO PASS.**
 01:58:11 **Motion:** Sen. F. Moore moved that **SB 12 BE AMENDED.**
[**EXHIBIT\(fcs42a01\)**](#)
 01:58:47 Sen. Windy Boy
 01:59:10 Jon Moe, Legislative Fiscal Division (LFD)
 01:59:37 Sen. Keane

01:59:59 **Vote:** Motion carried 18-0 by voice vote. Sen. Keenan was excused.

02:00:13 **Motion/Vote:** Sen. Keane moved that **SB 12 DO PASS AS AMENDED**. Motion failed 9-10 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. L. Jones, Sen. Keane, Sen. F. Moore, Sen. Phillips, Sen. Sesso, Sen. Windy Boy and Sen. Wolken voting aye. Sen. Keenan voted by proxy.

02:01:20 **Motion/Vote:** Sen. Ripley moved that **SB 12 BE TABLED**. Motion carried 11-8 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Phillips, Sen. Ripley, Sen. Sesso, Sen. Windy Boy and Sen. Wolken voting no. Sen. Keenan voted by proxy.

EXECUTIVE ACTION ON SB 376

02:02:54 **Motion:** Sen. Brenden moved that **SB 376 DO PASS**.

Motion/Vote: Sen. Brenden moved that **SB 376 BE AMENDED**. Motion carried 18-0 by voice vote of those present and voting.

EXHIBIT(fcs42a02)

02:04:40 **Motion/Vote:** Sen. Brenden moved that **SB 376 DO PASS AS AMENDED**. Motion carried 14-5 by roll call vote with Sen. Caferro, Sen. Phillips, Sen. Sesso, Sen. Windy Boy and Sen. Wolken voting no. Sen. Keenan voted by proxy.

EXECUTIVE ACTION ON SB 298

02:06:03 **Motion:** Sen. Hansen moved that **SB 298 DO PASS**.

02:06:55 **Motion:** Sen. Rosendale moved that **SB 298 BE AMENDED**.

EXHIBIT(fcs42a03)

02:07:19 **Vote:** Motion carried 18-0 by voice vote. Sen. Keenan was excused.

02:07:29 **Motion/Vote:** Sen. Hansen moved that **SB 298 DO PASS AS AMENDED**. Motion carried 13-6 by roll call vote with Sen. Caferro, Sen. Howard, Sen. Phillips, Sen. Sesso, Sen. Windy Boy and Sen. Wolken voting no. Sen. Keane voted by proxy.

EXECUTIVE ACTION ON SB 262

02:09:30 **Motion:** Sen. Keane moved that **SB 262 DO PASS**.

02:09:51 **Motion:** Sen. Taylor moved that **SB 262 BE AMENDED**.

EXHIBIT(fcs42a04)

Discussion:

02:11:45 Sen. Windy Boy

02:12:17 Sen. Phillips

02:12:27 Sen. Taylor
 02:12:51 Sen. Keane
 02:13:00 Sen. Brenden
 02:13:29 Sen. Hamlett
 02:14:04 Sen. Taylor

02:14:16 **Vote:** Motion carried 14-5 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Phillips and Sen. Sesso voting no. Sen. Keenan voted by proxy.

Discussion:

02:15:13 Sen. Ripley
 02:15:58 Chair Jones
 02:16:24 Sen. Keane
 02:16:34 Chair Jones
 02:16:48 Sen. Moore
 02:17:03 Sen. Keane
 02:17:20 Sen. Phillips
 02:17:49 Sen. Hamlett
 02:18:06 Sen. Taylor
 02:18:58 Jon Moe, Legislative Fiscal Division (LFD)
 02:19:35 Sen. Phillips
 02:19:48 Sen. Rosendale
 02:20:48 Chair Jones
 02:20:59 Sen. Moore
 02:21:10 Chair Jones
 02:21:27 Sen. Rosendale
 02:21:31 Sen. Windy Boy
 02:21:45 Chair Jones
 02:22:25 Sen. Vincent (without objection)
 02:23:22 Chair Jones
 02:23:36 Sen. Brenden
 02:24:12 Sen. Vincent
 02:24:27 Sen. Ripley
 02:25:01 Sen. Taylor

02:25:33 **Motion:** Sen. Taylor moved that **SB 262 BE AMENDED.**
[**EXHIBIT\(fcs42a05\)**](#)

Discussion:

02:26:00 Sen. Keane
 02:26:14 Sen. Windy Boy
 02:26:28 Sen. Hamlett
 02:26:38 Sen. Phillips
 02:27:23 Sen. Ripley
 02:28:09 Chair Jones
 02:28:32 Julie Johnson, Legislative Fiscal Division (LFD)
 02:28:48 Chair Jones

02:29:03 **Vote:** Motion carried 10-9 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. L. Jones, Sen. Keane, Sen. Phillips, Sen. Ripley, Sen. Sesso, Sen. Windy Boy and Sen. Wolken voting no. Sen. Keenan voted by proxy.

02:30:03 **Motion:** Sen. Keane moved that **SB 262 DO PASS AS AMENDED.**

Discussion:

02:30:31 Sen. Vincent

02:31:20 Sen. Keane

02:31:37 Sen. Hamlett

02:31:52 **Motion/Vote:** Sen. Ripley moved a **SUBSTITUTE MOTION** that **SB 262 BE TABLED.** Motion carried 17-2 by roll call vote with Sen. Taylor and Sen. Windy Boy voting no. Sen. Keenan voted by proxy.

02:33:16 Chair Jones

02:33:22 Sen. Rosendale

ADJOURNMENT

Adjournment: 10:33 a.m.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([fcs42aad.pdf](#))